

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JULY 14, 2014**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m. on Monday, July 14, 2014, with Councillor Lewis presiding.

Councillor Evans introduced Darrell Webster, pastor of Emmanuel Missionary Baptist Church, who led the opening prayer and Boy Scout Sam Taylor, Troop 115, who led everyone in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*26 PRESENT: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Sandlin, Scales, Shreve, Simpson, Talley*  
*3 ABSENT: Hunter, Mansfield, Robinson*

A quorum of twenty-six members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Lutz recognized Wayne Township Trustee Andy Harris. Councillor Cain recognized Michael Cahill, who has an interest in local government. Councillor Adamson recognized those supporters of the Clean Engine Future for Indianapolis. Councillor Pfisterer recognized several Marion County Alliance of Neighborhood Associations members Norman Pace, Cathy Burton, Pat Andrews, and Tom and Sarah Glass. Councillor McHenry recognized Susan Scott and Jackie Deputy of Wayne Township.

## OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, July 14, 2014, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Maggie A. Lewis  
President, City-County Council

June 25, 2014

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Friday, June 27, 2014 a copy of a Notice of Public Hearing on Proposal Nos. 211-213, 2014, said hearing to be held on Monday, July 14, 2014, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/NaTrina DeBow  
Clerk of the City-County Council

July , 2014

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, NaTrina DeBow, the following ordinances:

FISCAL ORDINANCE NO. 32, 2014 - approves an appropriation of \$38,943 in the 2014 Budget of the Marion County Public Defender Agency (Federal Grants Fund) to purchase docking stations, monitors and computer accessories in support of the laptop implementation allowing agency staff the flexibility to access case information at multiple locations resulting in greater efficiency

GENERAL ORDINANCE NO. 30, 2014 – amends the Code to improve the effectiveness of massage parlor regulations

GENERAL RESOLUTION NO. 8, 2014 – approves expenditures of \$49,500 from the community revitalization enhancement district's (CRED) industrial development fund for redevelopment activities within the Lafayette Square CRED (International Marketplace)

SPECIAL RESOLUTION NO. 36, 2014 – recognizes Indianapolis' Professional Blended Street Outreach Homeless Team

SPECIAL RESOLUTION NO. 37, 2014 – recognizes Eagle Creek Elementary School's Math Pentathlon Club

SPECIAL RESOLUTION NO. 38, 2014 – recognizes Ryan Cox for his mission to help children in need by making sure every child in America has at least one hot meal a day

SPECIAL RESOLUTION NO. 39, 2014 – recognizes Patricia Ann Payne for fifty-two years of service, commitment and dedication to the Indianapolis Public Schools system

SPECIAL RESOLUTION NO. 40, 2014 – honors the life of former City-County Councillor Artricia Brown Respectfully,

s/Gregory A. Ballard, Mayor

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journals of June 23, 2014. There being no additions or corrections, the minutes were approved as distributed.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 140, 2014. The proposal, sponsored by Councillor Osili, recognizes David Gadis for his 2014 induction into the Indiana Basketball Hall of Fame. Councillors Osili and Oliver read the proposal and presented Mr. Gadis with a copy of the document and a Council pin. Mr. Gadis thanked the Council for the recognition. Councillor Osili moved, seconded by Councillor Oliver, for adoption. Proposal No. 140, 2014 was adopted by a unanimous voice vote.

Proposal No. 140, 2014 was retitled SPECIAL RESOLUTION NO. 41, 2014, and reads as follows:

### **CITY-COUNTY SPECIAL RESOLUTION NO. 41, 2014**

A SPECIAL RESOLUTION recognizing David Gadis for his 2014 induction into the Indiana Basketball Hall of Fame.

WHEREAS, David Gadis began playing basketball at the age of seven, when his father, Mack Gadis, signed him up to play in a competitive league. Although he did not earn many points during the season, Mr. Gadis' father pushed him to work hard and continue practicing. Because of this, Mr. Gadis grew to love the game of basketball; and

WHEREAS, in 1980, during his senior year at Pike High School, Mr. Gadis set 15 school records, was named the IndyStar Indiana All-Star and a High School All-American. Along with his father, Mr. Gadis attributes his basketball success to his former high school basketball coach Ed Siegel; and

WHEREAS, after high school, Mr. Gadis attended and played basketball for Southern Methodist University (SMU) in Dallas, Texas, where he earned Freshman of the Year honors, and led SMU to a 23-5 record and an appearance in the 1984 NCAA Tournament. Once he graduated from SMU with a Bachelor of Arts in Marketing Communications, Mr. Gadis returned to Indianapolis, where he began a career in the insurance industry; and

WHEREAS, in 1998, Mr. Gadis joined the Indianapolis Water Company as the Vice President of Share Services. In 2002, he was promoted to Chief Operating Officer for the company, which is now being managed by Veolia Water, in 2002; and he later became the President of Veolia Water Indianapolis. Due to great leadership, hard work and dedication, Mr. Gadis was named the Executive Vice President of Sales, Marketing and Government Affairs for Veolia Water North America in 2011; and

WHEREAS, adding to the list of his great life accomplishments, Mr. Gadis was proudly inducted into the Indiana Basketball Hall of Fame on March 26, 2014; now, therefore:

### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council proudly recognizes David Gadis for his 2014 induction into the Indiana Basketball Hall of Fame.

SECTION 2. The Council congratulates Mr. Gadis on his personal and professional life achievements and wishes him continued growth and success.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 233, 2014. The proposal, sponsored by Councillors Pfisterer, Lutz and McHenry, honors the life and legacy of Merri J. Anderson. Councillors McHenry, Lutz and Pfisterer read the proposal and presented representatives with copies of the document and Council pins. Cathy Burton, MCANA president, and Trustee Andy Harris thanked the Council for the recognition and stated that the small claims courtroom will be converted this year to the Merri Anderson Community room. Councillor Pfisterer moved, seconded by Councillor Lutz, for adoption. Proposal No. 233, 2014 was adopted by a unanimous voice vote.

Proposal No. 233, 2014 was retitled SPECIAL RESOLUTION NO. 42, 2014, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 2014

A SPECIAL RESOLUTION honoring the life and legacy of Merri J. Anderson.

WHEREAS, Merri J. Anderson was born in Indianapolis on November 17, 1950. She was proud of being a fourth generation woman living on the Westside of Indianapolis from Stringtown to Haughville to Garden City; and

WHEREAS, Ms. Anderson was an outspoken advocate for neighborhood preservation, community participation and the increase in leadership of women in planning efforts for a better city; and

WHEREAS, Ms. Anderson was involved in various groups and organizations throughout the City including: the Central Indiana Regional Citizens League; the Neighborhood and the Environment (NATE) and Parks Oversight Committee (POC); the Central Indiana Reuse Committee, Earth Day Indiana Board; the Garden City Civic Association; the Indianapolis Zoo; the Citizens Advisory Committee for the Department of Metropolitan Development; the Greater Garden City Neighborhood Association; the Washington Street Planning Committee; and was a founding board member of the Marion County Alliance of Neighborhood Associations (MCANA); and

WHEREAS, additionally, Ms. Anderson was involved in environmental control and clean-up efforts around the City. She attended many zoning and variance hearings and was involved in the creation of the Stormwater Master Plan; and

WHEREAS, Ms. Anderson put her heart and soul into her grass roots efforts to make Indianapolis a safer and healthier place to live. Instead of complaining about the City's issues, she was an active participant in the improvement of Indianapolis; and

WHEREAS, Ms. Anderson passed away on May 1, 2014, leaving behind family, friends and a life-long legacy of striving to keep Indianapolis safe and beautiful; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly honors the life and legacy of Merri J. Anderson.

SECTION 2. The Council commemorates Ms. Anderson for her love and dedication to the beautification of the City of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 234, 2014. The proposal, sponsored by Councillors Lewis and Barth, recognizes Teach for America Fellows Jake Resetarits, Khristopher Johnson-DeLoatch and Brian Dickey. Councillor Barth read the proposal and presented representatives with copies of the

July 14, 2014

document and Council pins. The fellows thanked the Council for the recognition. Councillor Barth moved, seconded by Councillor Adamson, for adoption. Proposal No. 234 was adopted by a unanimous voice vote.

Proposal No. 234, 2014 was retitled SPECIAL RESOLUTION NO. 43, 2014, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 2014

A SPECIAL RESOLUTION recognizing Teach for America Fellows Jake Resetarits, Khristopher Johnson-DeLoatch and Brian Dickey.

WHEREAS, the Indianapolis Policy Advocacy & Organizing Summer Fellowship program connects Teach For America Corps Members and Alumni with high impact policy and advocacy positions; and

WHEREAS, the City-County Council entered into a partnership with Teach For America to provide these Fellows with eight weeks of exposure to policy research and analysis, community development and advocacy, and local government decision making processes; and

WHEREAS, Mr. Jake Resetarits is originally from South Windsor, Connecticut and received his undergraduate degree from Boston University in 2011. From there he went on to teach 5<sup>th</sup> grade science for two years at Mission Academy in San Antonio, Texas as part of Teach for America. He is currently pursuing a Master of Public Affairs at the Indiana University School of Public and Environmental Affairs in Bloomington; and

WHEREAS, Mr. Khristopher W. Johnson-DeLoatch is originally from Richmond, Virginia and graduated last summer in 2013 from The Ohio State University with a Bachelor's Degree in Economics. He is now a Teach For America Corps Member, where he works at Tindley Collegiate Academy in the Meadows teaching 8<sup>th</sup> grade Algebra; and

WHEREAS, Mr. Brian Dickey is a 2013 Teach For America Indianapolis Corps Member who currently teaches Middle School Social Studies at Fall Creek Academy in Indianapolis. He graduated from Virginia Tech in 2013 with a Bachelor's Degree in Business and is originally from Philadelphia, Pennsylvania; and

WHEREAS the Council acknowledges that the teaching backgrounds of each Fellow have brought a unique and fresh perspective in addressing complex policy issues in Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Jake Resetarits, Khristopher Johnson-DeLoatch and Brian Dickey for their service contributions to both Teach for America and the City of Indianapolis.

SECTION 2. The Council heartily congratulates them and wishes them all great success as they continue in what are most certainly to be successful careers.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 175, 2014. The proposal, sponsored by Councillors Brown and Talley, recognizes the Cathedral High School football team for winning the 5A State Title in 2013. Councillor Brown read the proposal and stated that the resolution will be presented to the team at a later time. He moved, seconded by Councillor Talley, for adoption. Proposal No. 175, 2014 was adopted by a unanimous voice vote.

Proposal No. 175, 2014 was retitled SPECIAL RESOLUTION NO. 44, 2014, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 2014

A SPECIAL RESOLUTION recognizing the Cathedral High School football team for winning the 5A State Title in 2013.

WHEREAS, Cathedral won the 5A State Championship during the annual *Indiana High School Athletic Association* (IHSAA) Football State Finals in Lucas Oil Stadium. This; and

WHEREAS, Cathedral defeated Westfield High School with a final score of 42-18. Senior, Terry McLaurin, won the Mr. Football title, as the best player in the State of Indiana; and

WHEREAS, although this is the fourth year in a row, as well as the fourth out of the last five championships the Fighting Irish have won; this is the first win for Cathedral under the 5A State Title.

WHEREAS, the team played their toughest high school regular season schedule in the State of Indiana and, possibly the Midwest, with three eventual State champions from Indiana, Ohio and Kentucky, as regular season opponents; and

WHEREAS, Cathedral became the first IHSAA Football team to win a state championship in three different classes: 1986 and 1992 in 3A, 1996, 1998, 1999, 2006, 2008, 2010, 2011, and 2012 in 4A and 2013 in 5A) for a total of ten state titles altogether; and

WHEREAS, the team was led by Head Football Coach Rick Streiff and assistant coaches Mark Hicks, Tim Barthel, Tim Peterson, Nick Lyons, Adam Barth, Darrick Brownlow, Mike Prior, Jere Kubuske, and Jon Mundil; and consists of members Austin Cox, Collin Barthel, Cody Andreoni, Derrick Harvey, James Schulz, Conner Mullin, Joe Devine, Jacob Andrews, Jack Mattingly, Max Bortenschlager, Charlie Leahy, Ben Stewart, Alec Letcher, Venton Curry, Vincent Warren, Adrion Thompson, Ben Baker, Jullian Thomas, Mitch Gerbers, Grant Thompson, Jack Gomez, David Hobson, Malcolm Dotson, Kyle Vassilo, Jack Greene, David Salvas, Tron Estep, Nick McKinley, Terry McLaurin, Jack Hayden, Jauon Long, Liam O'Hara, Jacob Hill, Robert Kirch, Anthony Oeding, Joseph Schopper, Tom Sieber, Austin Compton, Kyle Loechel, Kyle Loechel, Kyle Hoeper, Elliot Frederick, Gibran Williams, Cody Stockton, Zach Toth, Solomon Fair, Evan Christopher, Caleb Cross, Alex O'Malley, Dorian Hayes, David Dickman, Drew Bailey, Ronnie Hill, DeAndre Hartwell, Davis Hensley, Spencer Mossman, Jimmy McGuigan, Krystapher Oakley, Jamal Jackson, Shawn Hall, Steven Salvas, Shelton Buell, Keegan Tigges, Phillip Burgess, James Officer, Thomas Berg, Nathan Potter, Ciaran Minch, Reed Sell, Ryan Murphy, Dwight Hall, Mitch Rougraff, Ryan Guhl, Griffin Tull, Patrick Cain, Raja Burt, Alex Cotton, Jordan Lapsley, Jack Wagner, Aidan O'Neill, Herbert Miller, Carlos Carpizo, Matthew Mitsch, Jared Thomas, Evan Gogel, Dan Dolan, John Preston, Zach Saum, Dushan Shepeard, Evan Whigham, Kendall Coleman, Matt Babb, Rayder Hobbs, Ryan Lenahan, Keith Caldwell, Owen Adams, Andrew Cotton, Nick Potter, Jack Butler, Jalil Burrell-Fields, Chad Meek, Harrison Adams, Matt Guzman, and Vincent Alerding; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes the Cathedral High School football team for winning the 5A State Title in 2013.

SECTION 2. The Council extends its congratulations to the entire team and coaching staff on their achievement and wishes each player success in their future endeavors, both athletically and academically.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 207, 2014. In Chairman Robinson's absence, Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 207, 2014 on June 30, 2014. The proposal, sponsored by Councillors Lewis and Barth, appoints Dennis Dye to the Metropolitan Development Commission. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 207, 2014 was adopted on the following roll call vote; viz:

July 14, 2014

25 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Lewis, Lutz, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Sandlin, Scales, Shreve, Simpson, Talley

0 NAYS:

1 NOT VOTING: Mahern

3 ABSENT: Hunter, Mansfield, Robinson

Proposal No. 207, 2014 was retitled COUNCIL RESOLUTION NO. 75, 2014, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 75, 2014

A COUNCIL RESOLUTION appointing Dennis Dye to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Dennis Dye

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2014. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 208 and 209, 2014 on July 2, 2014.

PROPOSAL NO. 208, 2014. The proposal, sponsored by Councillor Moriarty Adams, appoints Shary Kiggins to the Domestic Violence Fatality Review Team. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Talley, for adoption. Proposal No. 208, 2014 was adopted on the following roll call vote; viz:

25 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Lewis, Lutz, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Sandlin, Scales, Shreve, Simpson, Talley

0 NAYS:

1 NOT VOTING: Mahern

3 ABSENT: Hunter, Mansfield, Robinson

Proposal No. 208, 2014 was retitled COUNCIL RESOLUTION NO. 76, 2014, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 76, 2014

A COUNCIL RESOLUTION appointing Shary Kiggins to the Domestic Violence Fatality Review Team.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Domestic Violence Fatality Review Team, fulfilling the victim requirement, the Council appoints:

Shary Kiggins

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2015. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

PROPOSAL NO. 209, 2014. The proposal, sponsored by Councillor Moriarty Adams, appoints Dena Simpson to the Domestic Violence Fatality Review Team. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Moriarty Adams moved, seconded by Councillor Sandlin, for adoption. Proposal No. 209, 2014 was adopted on the following roll call vote; viz:

*26 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Sandlin, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*3 ABSENT: Hunter, Mansfield, Robinson*

Proposal No. 209, 2014 was retitled COUNCIL RESOLUTION NO. 77, 2014, and reads as follows:

**CITY-COUNTY COUNCIL RESOLUTION NO. 77, 2014**

A COUNCIL RESOLUTION appointing Dena Simpson to the Domestic Violence Fatality Review Team.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Domestic Violence Fatality Review Team, fulfilling the service provider requirement, the Council appoints:

Dena Simpson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2015. The person appointed by this resolution shall serve at the pleasure of the Council and for sixty (60) days after the expiration of such term or until such earlier date as successor is appointed and qualifies.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 227, 2014. Introduced by Councillors Lewis and McQuillen. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves the issuance of promissory notes by the Metropolitan Development Commission in an amount not to exceed \$12,500,000 for the purpose of acquisition of real property and rehabilitation needed at Keystone North Apartments"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 228, 2014. Introduced by Councillors Moriarty Adams and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves transfers of \$135,000 in the 2014 Budget of the Department of Public Safety, Animal Care and Control and Homeland Security Divisions (Consolidated County Fund) for fleet services expenses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 229, 2014. Introduced by Councillors Barth, Lewis, Moriarty Adams, Talley, Hickman, Robinson and Adamson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$1,500,000 in the 2014 Budget of the City-County Council (RebuildIndy Sub-Fund) for contractual expenditures related to public safety and



neighborhood stabilization efforts"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 230, 2014. Introduced by Councillor Mascari. The Clerk read the proposal entitled: "A Proposal for a General Resolution which approves an amendment to the Marion County Sheriff's Office Personnel Retirement Plan"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 231, 2014. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Chapter 451 of the Code, concerning weapons, and adds new sections regarding the use and discharge of weapons in the Consolidated City"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 232, 2014. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends Chapter 251 of the Code by adding a requirement that automated external defibrillators be available in certain public places"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 241, 2014. Introduced by Councillors Adamson, Evans, Oliver, Mansfield, Miller, Osili, Robinson and Gray. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which encourages Indianapolis Power & Light Co. to commit to a plan to stop burning coal in Marion County by 2020 and to invest in greater amounts of clean, renewable energy, reducing toxic emissions at the Harding Street plant"; and the President referred it to the Community Affairs Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 235-236, 2014 AND PROPOSAL NOS. 237-239, 2014. Introduced by Councillor Robinson. Proposal Nos. 235-236, 2014 and Proposal Nos. 237-239, 2014 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on June 27 and July 3, 2014. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 49-53, 2014, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO.49, 2014.

2014-CZN-808

7801 SOUTH FRANKLIN ROAD (*Approximate Address*)

FRANKLIN TOWNSHIP, CD # 25

JOE BAIN AND BRENDA K VAN NOTE, BY DONNA J. SMITHERS requests Rezoning of 7.57 acres from the D-A (FF) district to the D-1 (FF) classification to provide for a three-lot subdivision.

REZONING ORDINANCE NO. 50, 2014.

2014-CZN-809

902, 912, 922, 930, 932, 934, 942, 944, 950, 958, 1002, 1014 AND 1030 EAST WASHINGTON STREET, 25 NORTH PINE STREET, 50 SHELBY STREET AND 966 EAST MARYLAND STREET (*Approximate Address*)

CENTER TOWNSHIP, CD # 15, 16 AND 19

ANGIE'S LIST AND JMH REAL PROPERTIES, by David and Justin Kingen, requests Rezoning of 3.59 acres from the C-3 I-3U, I-3U (FF) and I-4U districts to the C-3C (FF) and C-3C classifications to provide for commercial development.

REZONING ORDINANCE NO. 51, 2014.

2014-ZON-026

524 EAST MICHIGAN STREET

CENTER TOWNSHIP, CD # 9

NEIGHBORHOOD DOWNTOWN ZONING ASSISTANCE, by David Kingen, requests Rezoning of 0.07 acre, from the I-3-U District to the D-8 classification to provide for residential uses.

REZONING ORDINANCE NO. 52, 2014.

2014-ZON-029

4201 MILLERSVILLE ROAD (*Approximate Addresses*)

WASHINGTON TOWNSHIP, CD # 4

ARBO 4201, LLC, by Chuck Cagann, requests Rezoning of 6.30 acres, from the C-S (W-1) (W-5) District, to the C-S (W-1) (W-5) classification to provide for the uses approved by Petition 2013-ZON-037 and to provide for automotive and motorcycle restoration and vehicle storage, lawn care and tree service companies, construction and remodeling offices and operations.

REZONING ORDINANCE NO. 53, 2014.

2014-ZON-030

602 AND 625 EAST 11<sup>TH</sup> STREET

CENTER TOWNSHIP, CD # 9

MILHAUS DEVELOPMENT, LLC, requests Rezoning of 1.9 acres, from the D-10 and C-4 District to the D-10 classification to provide for residential uses.

PROPOSAL NO. 240, 2014. Introduced by Councillor Robinson. Proposal No. 240, 2014 is a recommended denial for Rezoning Ordinance certified by the Metropolitan Development Commission on July 3, 2014. The President called for any motions for public hearing on the recommended denial of the petition. There being no motions for public hearings, denial of the proposed ordinance, pursuant to IC 36-7-4-608, took effect as if defeated by the City-County Council. The denied ordinance is identified as follows:

2014-CZN-810

2810 EAST NEW YORK STREET (*Approximate Address*)

CENTER TOWNSHIP, CD # 16

SESS, LLC., by Gregory Zubek, requests Rezoning of 0.49 acre from the C-2 district to the C-3 classification to provide for an integrated center, with a convenience store / gasoline station and Laundromat.

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 137, 2014. Councillor Barth reported that the Rules and Public Policy Committee heard Proposal No. 137, 2014 on April 29 and July 8, 2014. The proposal, sponsored by Councillors Hunter, Barth and Adamson, amends the Code to amend regulations applicable to breweries and distilleries. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Barth moved, seconded by Councillor Adamson, for adoption. Proposal No. 137, 2014 was adopted on the following roll call vote; viz:

*26 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday, Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili, Pfisterer, Sandlin, Scales, Shreve, Simpson, Talley*

*0 NAYS:*

*3 ABSENT: Hunter, Mansfield, Robinson*

Proposal No. 137, 2014 was retitled GENERAL ORDINANCE NO. 31, 2014, and reads as follows:

July 14, 2014

CITY-COUNTY GENERAL ORDINANCE NO. 31, 2014

PROPOSAL FOR A GENERAL ORDINANCE to amend the Revised Code to amend regulations applicable to breweries and distilleries

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 391-114 of the "Revised Code of the Consolidated City and County," regarding businesses and trades constituting a nuisance, hereby is amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

(a) It shall be unlawful for any person to establish, or attempt to begin to establish, or maintain any of the following businesses: Slaughterhouse, tallow chandlery, soap factory, starch factory, glue factory, tannery, foundry, ~~brewery, distillery,~~ bone factory or fertilizer factory in the city within one thousand (1,000) feet of any established public building, park, playground, boulevard, church, school, library, hospital or any established residential neighborhood comprising ten (10) or more dwelling houses; doing so shall constitute any of such businesses a public nuisance. It is hereby made the duty of the board of public works or of any health authorities to prevent any such nuisance, or to require its abatement and removal if established, in which event the expense of such removal shall be assessed against the person so establishing or attempting to establish such nuisance, and if necessary, the expense thereof shall be collected by suit in the name of the city.

(b) It shall be unlawful for any person, and shall constitute a public nuisance, to erect, continue, use or maintain, or permit to be erected, continued, used or maintained in any place or upon any premises within the city owned, controlled or operated by him, any condition, trade, employment or business injurious to health, or indecent or offensive to the senses, or any obstruction to the free use of property, so as to essentially interfere with the comfortable enjoyment of life or property.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 188, 2014. In Chairman Robinson's absence, Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 188, 2014 on June 30, 2014. The proposal, sponsored by Councillors Evans, Cain, McQuillen and Moriarty Adams, approves the statement of benefits of Interactive Intelligence Group, Inc. and Duke Realty Corporation as an applicant for tax abatement for property located within an economic revitalization area. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Osili moved, seconded by Councillor Cain, for adoption. Proposal No. 188, 2014 was adopted on the following roll call vote; viz:

26 YEAS: Adamson, Barth, Brown, Cain, Evans, Freeman, Gooden, Gray, Hickman, Holliday,  
Lewis, Lutz, Mahern, Mascari, McHenry, McQuillen, Miller, Moriarty Adams, Oliver, Osili,  
Pfisterer, Sandlin, Scales, Shreve, Simpson, Talley  
0 NAYS:  
3 ABSENT: Hunter, Mansfield, Robinson

Proposal No. 188, 2014 was retitled GENERAL RESOLUTION NO. 9, 2014, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 9, 2014

PROPOSAL FOR A GENERAL RESOLUTION to approve the statements of benefits of Interactive Intelligence Group, Inc. and Duke Realty Corporation (hereinafter referred to as "Applicant"), an applicant for tax abatement for property located in an allocation area as defined by IC 36-7-15.1-26.

WHEREAS, IC 6-1.1-12.1 allows a partial abatement of property taxes attributable to redevelopment, rehabilitation activities or installation of new equipment in Economic Revitalization Areas (each hereinafter referred to as a "Project"); and

WHEREAS, pursuant to IC 6-1.1-12.1, the Metropolitan Development Commission of Marion County, Indiana, acting as the Redevelopment Commission of the City of Indianapolis, Indiana (hereinafter referred to as "MDC") is empowered to designate Economic Revitalization Areas; and

WHEREAS, IC 6-1.1-12.1 requires an applicant for Economic Revitalization Area designation to provide a statement of benefits and requires the MDC, before it makes a decision to designate the area as an Economic Revitalization Area, to determine that (i) the estimated value of a Project is reasonable for projects of that nature, (ii) the estimated employment at the indicated annual salaries for a Project identified in the statement of benefits can reasonably be expected, (iii) a Project can be reasonably expected to yield the benefits identified in the statement of benefits and (iv) the totality of benefits arising from a Project is sufficient to justify Economic Revitalization Area designation; and

WHEREAS, pursuant to IC 6-1.1-12.1-2(k), a statement of benefits for property located within an allocation area, as defined by IC 36-7-15.1-26, may not be approved unless the City-County Council of Indianapolis and Marion County, Indiana (hereinafter referred to as "Council") adopts a resolution approving the statement of benefits; and

WHEREAS, the Applicant has submitted real and personal property Statements of Benefits to the MDC as part of its application for Economic Revitalization Area designation for property where Applicant's Project will occur, located within an allocation area, as defined by IC 36-7-15.1-26; and

WHEREAS, MDC has preliminarily approved Applicant's Statements of Benefits, pending adoption from the Council, to allow the designation of the Economic Revitalization Area and related tax abatements pursuant to IC 6-1.1-12.1; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby approves the Statements of Benefits that were submitted to the MDC, as part of the application for Economic Revitalization Area designation, by Interactive Intelligence Group, Inc. and Duke Realty Corporation.

SECTION 2. This resolution shall be in effect from and after its passage by the Council and compliance with Ind. Code 36-3-4-14.

PROPOSAL NO. 215, 2014. Councillor Barth reported that the Rules and Public Policy Committee heard Proposal No. 215, 2014 on July 8, 2014. The proposal, sponsored by Councillor Robinson, amends Chapter 581 of the code to add as a discriminatory practice the denial of equal opportunities based on source of income. By a 3-2 vote, the Committee reported the proposal to the Council with the recommendation that it be defeated. Councillor Barth moved, seconded by Councillor, to return the proposal to committee.

Councillor Lutz said that the motion was made to postpone the proposal for further discussion in committee, and it was opposed by a majority of the committee, and unless something new has come up, they should abide by the committee's recommendation and vote on the proposal this evening.

July 14, 2014

Proposal No. 215, 2014 was returned to committee on the following roll call vote; viz:

*15 YEAS: Adamson, Barth, Brown, Gray, Hickman, Holliday, Mahern, Mascari, Miller, Moriarty Adams, Oliver, Osili, Scales, Simpson, Talley*

*11 NAYS: Cain, Evans, Freeman, Gooden, Lewis, Lutz, McHenry, McQuillen, Pfisterer, Sandlin, Shreve*

*3 ABSENT: Hunter, Mansfield, Robinson*

## **NEW BUSINESS**

President Lewis stated that this is Councillor Brown's final meeting with the Council, after serving over 10 years. She wished him well in future endeavors.

President Lewis said that Councillor Moriarty Adams recently chaired an Indianapolis Metropolitan Police Department (IMPD) Staffing Study Commission, and held several meetings in the community. This commission has issued its recommendations, including the hiring of 200 additional police officers, as well as some funding options to explore. She said that she appreciates the hard work of the commission, and will be holding several subsequent hearings through the Rules and Public Policy Committee to explore the option of imposing payments in lieu of taxes (PILOTs) on several large organizations in the community who heavily use the support of this community's police force.

## **ANNOUNCEMENTS AND ADJOURNMENT**

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor McQuillen stated that he had been asked to offer the following motion for adjournment by:


- (1) All Councillors in memory of Officer Perry Renn; and
- (2) Councillor Cain in memory of Mary Caroline "Molly" Adams, Benjamin L. Spurlock, Jr., John "Jack" Pecsok, and Reverend Warren Mathis; and
- (3) Councillor Lewis in memory of Diane Winters Taylor and Marvin "Chip" Wilkerson; and
- (4) Councillor Adamson in memory of Dianne Odo Bouvier and Paul Chase; and
- (5) Councillors Adamson and Osili in memory of Ned L. Garrett, Sr.; and
- (6) Councillor Pfisterer in memory of Gerald Burns; and
- (7) Councillor Brown in memory of Jerome Sternberg.

Councillor McQuillen moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Officer Perry Renn, Mary Caroline "Molly" Adams, Benjamin L. Spurlock, Jr., John "Jack" Pecsok, Reverend Warren Mathis, Diane Winters Taylor, Marvin "Chip" Wilkerson, Dianne Odo Bouvier, Paul Chase, Ned L. Garrett, Sr., Gerald Burns, and Jerome Sternberg. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 7:58 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 14th day of July, 2014.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)